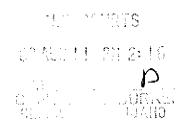
RICHARD J. HAYDEN RICHARD J. HAYDEN, P.S. P.O. Box 1240 601 Sherman Avenue Coeur d'Alene, ID 83814 (208) 664-6100 ISBA# 3481



Attorney for FORD MOTOR CREDIT COMPANY

Debtor.

UNITED STATES BANKRUPTCY COURT DISTRICT OF IDAHO, AT TWIN FALLS

In re:

CHAPTER 12

NO. 03-41318

LYNN KETTERLING dba KETTERLING FARMS and JEANNE KETTERLING,

NOTICE OF MOTIONS FOR RELIEF FROM STAY PURSUANT TO TITLE 11 USC § 362(d)(1),(2); BR 4001(a); REQUEST FOR ADEQUATE PROTECTION PURSUANT TO §§ 363(e); 361(1); AND WAIVER

UNDER FRBP 4001

HEARING DATE:

AUGUST 18, 2003

HEARING TIME:

10:30 A.M. MST 9:30 A.M. PST

PLACE:

TWIN FALLS

DEBTOR; D BLAIR CLARK, YOUR ATTORNEY; ALL PARTIES IN INTEREST: TO:

PLEASE TAKE NOTICE THAT FORD MOTOR CREDIT COMPANY ("FMCC") has moved the Court for an order allowing relief of the automatic stay, pursuant to Title 11 USC § 362(d)(1),(2). The moving party will also request that it have adequate protection, pursuant to §§ 363(3) and 361(1), in the form either of a cash bond in the amount of the approximate fair market value of its collateral or that it have an immediate cash payment equivalent to all arrearages due should an order allowing relief of stay not be granted.

The grounds for the motion are Title 11 USC §§ 362(d)(1) and (2); Title 11 USC §§ 363(e), 361(1); and LR 4001; pursuant to FRBP 4001, FMCC specifically alleges that:

- (1) It holds a perfected secured interest in a 1999 FORD EXPEDITION, VIN #1FMPU18L3XLC47394;
- (2) There are no prior claims or encumbrances against the vehicle except for the secured interest held by FMCC;
 - (3) The debtor shows no indication of paying the debt:
- (4) The moving party is entitled to relief for cause for lack of payment; the collateral of the moving party is not necessary to an effective reorganization; the debtor is \$555.70 delinquent at state law.
- (5) The value of this collateral varies, but the relevant trade book shows a value of \$16,825.00. The debtors owe \$8,546.39.

PLEASE TAKE FURTHER NOTICE THAT the moving party will also ask the court to otherwise make its order effective upon filing pursuant to FRBP 4001 to allow immediate enforcement. The ten-day stay of 4001 shall be deemed waived.

NOTICE OF MOTION - 1

RICHARD J. HAYDEN P.S.

P.O. Box 1240 601 Sherman Avenue Coeur d'Alene, ID 83814 (208) 664-6100

A Professional Service Corporation



PLEASE TAKE FURTHER NOTICE THAT should the above motion for relief of stay be granted, the moving party has requested that the court order the debtor to disclose the whereabouts of the collateral in question to permit repossession.

PLEASE TAKE FURTHER NOTICE that pursuant to 11 U.S.C. § 362(e), the stay will be automatically lifted as to the debtor and estate in the absence of an order maintaining such stay and continuing it in effect within thirty-three (33) days from the request for relief.

SHOULD YOU OBJECT TO THIS MOTION FOR RELIEF or any other relief sought, you must comply with FRBP 4001 and be prepared to make the appropriate representation to the Bankruptcy Court at the hearing at the Snake River Adjudication District Court, 253 3rd Avenue N., Twin Falls, ID, and object by filing an objection, in writing, and request for hearing with the Clerk of the Court, U.S. Courthouse, 801 E. Sherman, Pocatello, ID 83201, and serve a copy on the undersigned. You must appear on the date and at the time indicated for the hearing and argue the merits of your objection.

SHOULD YOU FAIL TO OBJECT within the time set forth above, your objection will be deemed waived and the above, relief requested may be granted without further notice to you.

DATED this 5th day of August, 2003.

RICHARD J. HAYDEN, P.S. A Professional Service Corp.

By:

RICHARD J. HAYDE Attorney for FMCC For the Firm

CERTIFICATE OF MAILING

I HEREBY CERTIFY under penalty of perjury that on the 50 day of August, 2003, I served, via facsimile or US Mail, a true and correct copy of the NOTICE OF RELIEF FROM STAY upon D BLAIR CLARK, P.O. BOX 2773, BOISE, ID 83701-2773; FORREST P HYMAS, P.O. BOX 89, JEROME, ID 83338; U.S. TRUSTEE, 304 N. 8TH ST RM 347, BOISE, ID 83702; and to any individuals/entitles listed below, if any, who requested Special Notice, pursuant to BR 2002, by depositing the same in the United States mail, postage prepaid, addressed to the above-referenced parties.

e:\CASES\FORD\KETTERLING\RELIEF.NOT

<u>.</u>

RYAN A. HAYDEN

RICHARD J. HAYDEN P.S.

P.O. Box 1240 601 Sherman Avenue Cocur d'Atene, ID 83814 (208) 664-6100